

IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R. VARMA
And
THE HON'BLE MR. JUSTICE P.SWAROOP REDDY

WRIT PETITION NO. 17895 OF 2006

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Dated: 18th September, 2006

Between:

Vadde Mallesh

Petitioner

AND

The Station House Officer,
Kowthalam Police Station,
Kowthalam, Kurnool District and three others

Respondents

ORAL ORDER: (per the Hon'ble Sri Justice D.S.R.Varma)

Heard the learned Government Pleader for Home,
representing the learned Advocate General, appearing for
the respondents.

2. This is a taken up writ petition on the strength of a
telegram, dated 19.8.2006, issued by the petitioner by

name Mr. Vadde Mallesh s/o Rogappa, Kamagaram village, Kowthalam Mandal, Kurnool District, alleging that on 18.8.2006 at 9.00 a.m. from the hillocks nearby Urukonda village within the limits of Kurnool District, his brother and sisters by name Vadde Raju, Vadde Eramma, Eswaramma and Saraswatha, were kidnapped by Nadipi Madanna, Pedda Nagaraju, Chinna Nagaraju, Hampaiah and Peddaiah, all residents of Hanumanpuram village, and he also apprehends danger to their lives from the kidnappers.

3. Counter affidavit has been filed by the Sub-Inspector of Police, Kowthalam Police Station, in response to the notice issued by this Court, stating, *inter alia*, that the mother of the petitioner by name Smt. Vadde Lakshmi lodged a complaint on 18.8.2006 alleging that on the same day at 9.00 a.m. one Boya Nadipi Madanna and some others kidnapped her son and daughters. Pursuant to the said complaint, a case in Cr.No.54 of 2006 for the offence punishable under Section 363 IPC was registered and investigation was taken up. On 18.8.2006, during the course of investigation, when the police personnel went to Hanumanpuram village, in search of the kidnapped persons, they were found at the house on 19.8.2006. It is stated that the alleged kidnapped persons returned to their house. It is further stated that all the kidnapped persons were examined and their statements were also recorded. The investigation is still pending. It is also stated that since the persons actually involved in the kidnapping are absconding, all steps are being taken to arrest them.

4. Further, in order to show that the kidnapped persons have returned home and freely moving, the Mandal Revenue Officer, Kowthalam, also recorded the

statement of Miss Vadde Saraswathi, daughter of late Rogappa, on 16.9.2006.

5. In view of these revelations made in the counter affidavit, which stand corroborated with the statement of Miss Vadde Saraswathi, recorded by the Mandal Revenue Officer, Kowthalam, we do not find any ground to entertain the present writ petition.

6. Accordingly, the writ petition is closed, at the stage of admission. No order as to costs.

D.S.R.Varma, J.

P.Swaroop Reddy, J.

September 18, 2006.
MAS/KRK